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**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:	§	
	§	Chapter 11
HIGHLAND CAPITAL MANAGEMENT, L.P., ¹	§	Case No. 19-34054 (SGJ)
Reorganized Debtor.	§	
	§	
	§	

**PATRICK DAUGHERTY’S WITNESS AND EXHIBIT LIST
FOR HEARING SCHEDULED FOR JUNE 25, 2025 AT 9:30 A.M.**

Patrick Daugherty, (“Daugherty”) hereby files this Witness and Exhibit List for the hearing scheduled for June 25, 2025, at 9:30 a.m. (Central Time) in connection with Highland Capital Management, L.P.’s *Motion for Entry of an Order Pursuant to Bankruptcy Rule 9019 and 11 USC s 363 Approving Settlement with the HMIT Entities* [Docket No. 4216] and Patrick Daugherty’s *Objection* to same [Docket No. 4229].

¹ Highland’s last four digits of its taxpayer identification number are (8357). The headquarters and service address for Highland is 100 Crescent Court, Suite 1850, Dallas, TX 75201.

WITNESSES

Daugherty may call one or more of the following witnesses at the hearing:

1. Patrick Daugherty;
2. James Seery²;
3. Mark Patrick³;
4. David Klos (by deposition excerpts)⁴;
5. Any witnesses called by any other party; and
6. Any witnesses necessary for impeachment, depending upon the witnesses and evidence presented by other parties.

Daugherty reserves the right to cross-examine any witness called by any other party.

EXHIBITS

Daugherty designates the following exhibits:

EXHIBIT NUMBER	DESCRIPTION	M A R K E D	O F F E R E D	O B J E C T	A D M I T T E D
PD-1	Settlement Agreement between Highland Capital Management, L.P. and Patrick Daugherty.				

² Highland's counsel has previously represented in writing, and in their witness list, that Highland will be calling Mr. Seery to testify in support of the Motion.

³ The HMIT Entities' counsel has represented in writing that Mr. Patrick will be in attendance at the hearing.

⁴ The final transcript of Mr. Klos' deposition has not been released by the court reporter who transcribed the deposition as of the date/time of this filing. Daugherty will supplement the excerpts once the transcript is available.

EXHIBIT NUMBER	DESCRIPTION	M A R K E D	O F F E R E D	O B J E C T	A D M I T T E D
PD-2	Complaint for (1) Disallowance of Claim No. 205 In Its Entirety, (2) Estimation of Claim No. 205 For Allowance Purposes, Or (3) Subordination of Any Allowed Portion of Claim No. 205 of Patrick Hagaman Daugherty in Adversary Proceeding No. 25-03055-sgj, <i>Highland Capital Management, L.P. v. Patrick Hagaman Daugherty</i>				
PD-3	Fifth Amended Plan of Reorganization of Highland Capital Management, L.P. (as Modified)				
PD-4	Order (I) Confirming the Fifth Amended Plan of Reorganization of Highland Capital Management, L.P. (As Modified) and (II) Granting Related Relief				
PD-5	Claimant Trust Agreement				
PD-6	Motion to Dismiss in Adversary Proceeding No. 25-03055-sgj, <i>Highland Capital Management, L.P. v. Patrick Hagaman Daugherty</i>				
PD-7	May 20, 2025 email from Gregory Demo to Drew York and John Morris, Subject: Highland – Eighth Distribution Notice				
PD-8	Nov. 20, 2024 IRS Letter to P. Daugherty re Notification concerning Highland Capital Management				
PD-9	Amended Complaint and Objection to Claims in <i>Marc S. Kirschner, as Litigation Trustee of the Litigation Sub-Trust v. James Dondero et al.</i> , Adversary No. 21-03076-sgj				

EXHIBIT NUMBER	DESCRIPTION	M A R K E D	O F F E R E D	O B J E C T	A D M I T T E D
PD-10	Complaint in <i>Highland Employee Retention Assets LLC v. James Dondero et al.</i> , Case No. Civ. A. No. 3:24-cv-00498-k				
PD-11	Email from P. Daugherty to M Kirschner dated August 20, 2021; Subject: Highland History – Part 1				
PD-12	Email from P. Daugherty to M. Kirscher dated August 20, 2021; Subject: Highland History – Part 2 Okada and Highland Capital Management Services, Inc?				
PD-13	Email from P. Daugherty to M. Kirschner dated August 20, 2021; Subject: Highland History – Prt 3 Supplement with Safety-kleen S-1 and 2 nd Governance Re Bermuda Entity				
PD-14	Email from P. Daugherty to M. Kirschner dated August 20, 2021; Subject: Highland History – Part 4 NexPoint Credit Strategies Fund filing that shows ownership including Governance Re, PCMG, Highland Capital Management Services, etc.				
PD-15	Email from P. Daugherty to M. Kirschner dated August 20, 2021; Subject: Brad Ross – Anonymous threats from HCM sources (see bottom)				
PD-16	Email from P. Daugherty to M. Kirschner dated August 23, 2021; Subject: How does Highland’s Charitable DAF Work? – Part 1				
PD-17	Email from P. Daugherty to M. Kirschner dated August 23, 2021; Subject: How does the Charitable DAF work? Part 2				
PD-18	Email from P. Daugherty to M. Kirschner dated August 23, 2021; Subject: How does Highland’s Charitable DAF work? Part 3				
PD-19	Email from P. Daugherty to M. Kirschner dated August 23, 2021; Subject: How does Highland’s Charitable DAF work? Part 4				

EXHIBIT NUMBER	DESCRIPTION	M A R K E D	O F F E R E D	O B J E C T	A D M I T T E D
PD-20	Email from P. Daugherty to P. Montgomery et al. dated January 5, 2022; Subject: CPCM, LLC – another avatar for Scott Ellington				
PD-21	Email from P. Daugherty to M. Clemente dated February 18, 2021; Subject: Fw: Sentinel transactions with Highland Capital re transfer of shares in NexPoint				
PD-22	Email from P. Daugherty to M. Clemente dated February 21, 2021; Subject: Fw: SAS Platform – Sentinel – Patton – Nimitz – Dondero – Ellington connection [quite the web] – Part 1				
PD-23	Email from P. Daugherty to P. Montgomery et al. dated October 1, 2021; Subject: Fw: Part 2 – Ellington creates SPVs in the Caymans to receive Barclays units; while John Cullinane buys Dondero’s divorce claim against his wife				
PD-24	Email from P. Daugherty to M. Clemente dated July 2, 2021; Subject: Fw: Appendix to Part 3 (due to file size limitations) – Summit-NexPoint et al				
PD-25	Email from P. Daugherty to M. Clemente dated July 11, 2021; Subject: Fw: Part 4 – DiOrio-Ellington-Family and Friends: An empire of their own				
PD-26	Email from P. Daugherty to P. Montgomery et al. dated December 17, 2021; Subject: Fw: Sentinel transactions with Highland Capital re transfer of shares in NexPoint				
PD-27	Email from P. Daugherty to M. Clemente dated July 1, 2021; Subject: Fw: Part 3 – Dondero-Summit-Cullinane-Egglisshaw-Ellington-DiOrio-Walkers-Maples et al				
PD-28	Email from P. Montgomery to P. Daugherty et al. dated December 17, 2021; Subject: RE: CPCM – Highgate Consulting – Skyview - Ellington				

EXHIBIT NUMBER	DESCRIPTION	M A R K E D	O F F E R E D	O B J E C T	A D M I T T E D
PD-29	Email from P. Montgomery to P. Daugherty dated October 1, 2021; Subject: RE: Highland background reading – additions for Crusader Redeemer Committee				
PD-30	Email from P. Montgomery to P. Daugherty dated September 29, 2021; Subject: RE: Dondero-Highland-NexBank: alter ego evidence and year-end tax scheming				
PD-31	Email from P. Daugherty to P. Montgomery and M. Clemente dated July 30, 2021; Subject: Re: Rule 2004 Brief – Where is Okada and Highland Capital Management Services, Inc?				
PD-32	Email from P. Daugherty to P. Montgomery et al. dated October 1, 2021; Subject: Fw: Part 3 – Dondero-Summit-Cullinane-Egglishaw-Ellington-DiOrio-Walkers-Maples et al				
PD-33	Email from P. Montgomery to P. Daugherty dated September 21, 2021; Subject: RE: Highland Capital Management LP Asset Holdings – as of May 2009				
PD-34	Email from P. Montgomery to P. Daugherty dated September 21, 2021; Subject: FW: Novation of the Highland Credit Strategies Fund management contract				
PD-35	Email from P. Montgomery to P. Daugherty dated September 10, 2021; Subject: RE: Are you available to chat?				
PD-36	Email from P. Montgomery to P. Daugherty dated August 31, 2021; Subject: RE: Highland Regroup call				
PD-37	Highland Capital Management, L.P., Highland Claimant Trust, and James P. Seery, Jr.'s Joint Opposition to Hunter Mountain Investment Trust's Motion for Leave to File Verified Adversary Proceeding				

EXHIBIT NUMBER	DESCRIPTION	M A R K E D	O F F E R E D	O B J E C T	A D M I T T E D
PD-38	Memorandum Opinion and Order Pursuant to Plan “Gatekeeper Provision” and Pre-Confirmation “Gatekeeper Orders”: Denying Hunter Mountain Investment Trust’s Emergency Motion for Leave to File Verified Adversary Proceeding				
PD-39	Plaintiff’s First Amended Original Complaint in <i>Highland Employee Retention Assets LLC v. James Dondero et al.</i> , Case No. Civ. A. No. 3:24-cv-00498-k				
PD-40	Plaintiff Highland Employee Retention Assets LLC’s Omnibus Response to the Highland Defendants, Outside Attorneys Defendants and Trustee Defendants’ Motions to Dismiss and Memorandum in Support in <i>Highland Employee Retention Assets LLC v. James Dondero et al.</i> , Case No. Civ. A. No. 3:24-cv-00498-k				
PD-41	Exhibit 6 to Debtor’s Witness and Exhibit List with Respect to Evidentiary Hearing to be Held on June 8, 2021				
PD-42	Defendant’s Original Answer, Counterclaim and Third-Party Petition in <i>Highland Capital Management, L.P. v. Patrick Daugherty</i> , Cause No. DC-12-04005 (68 th District Court, Dallas County, Texas)				
PD-	Any document entered or filed in the Debtor’s chapter 11 bankruptcy case, including any exhibits thereto				
PD-	Any exhibits identified by or offered by any other party at the hearing				
PD-	Any exhibits offered for impeachment and/or rebuttal purposes				

Daugherty reserves the right to supplement or amend this Witness and Exhibit List any time prior to the hearing. This Witness and Exhibit List is not intended to limit Daugherty at the hearing or to imply that Daugherty may not seek introduction of evidence that is not on this list. Daugherty reserves the right to use any of the exhibits designated by any other party in this case.

Respectfully submitted this 23rd day of June, 2025.

GRAY REED

By: /s/ Andrew K. York

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Andrew K. York
Texas Bar No. 24051554
Joshua D. Smeltzer
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Counsel to Patrick Daugherty

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing instrument was served on all Parties or counsel of record herein on this 23rd day of June 2025, via the CM/ECF system and/or email.

/s/ Andrew K. York
ANDREW K. YORK